

July 31, 2012

**VIA ECFS**

***EX PARTE***

Ms. Marlene H. Dortch  
Secretary  
Federal Communications Commission  
445 12th Street, SW, Room TW-A325  
Washington, DC 20554

**Re: WC Docket No. 06-122**

Dear Ms. Dortch

Yesterday, the undersigned discussed the status of the Commission's review of universal services ("USF") contribution obligations for providers of broadband Internet access services that do not own their own last mile facilities with Priscilla Delgado Argeris, legal advisor to Commissioner Jessica Rosenworcel. During the discussion, I stated that assessing USF contributions on special access services purchased by competitive LECs and used as an input to broadband Internet access services violates the principle of competitive neutrality because no USF contribution is assessed where a firm provides broadband Internet access using its own facilities or unbundled network elements.<sup>1</sup>

Please do not hesitate to contact me at (202) 303-1111 if you have any questions or concerns about this submission.

Respectfully submitted,

\_\_\_\_\_/S/  
Thomas Jones  
*Counsel for tw telecom inc.*

cc: Priscilla Delgado Argeris

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<sup>1</sup> See Letter from Thomas Jones, Counsel for tw telecom inc., to Ms. Marlene H. Dortch, WC Docket No. 06-122 (Apr. 27, 2010).